

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Brandon Kyle Copeland**

Docket No. **284480**

L.C. No. **05-003557 FH**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). The first motion for relief from judgment was filed and denied in November 2006. The second motion, which is the subject of this appeal, was filed and denied in August 2007. The second motion did not allege newly discovered evidence or a retroactive change in the law as required by MCR 6.502(G)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 30 2008

Date

Sandra Schultz Mengel

Chief Clerk